

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: DAYN HARDIE
DEPUTY ATTORNEY GENERAL

DATE: JULY 7, 2021

SUBJECT: IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR APPROVAL OR REJECTION OF THE FIRST AMENDMENT TO THE ENERGY SALES AGREEMENT WITH DOUG AND NANCY HULL; CASE NO. IPC-E-21-23.

On June 30, 2021, Idaho Power Company ("Company") filed an Application with the Commission requesting approval of an amendment to its Energy Sales Agreement with Doug and Nancy Hull ("Sellers") who sell energy to the Company from the Curry Cattle Company hydro project ("Facility"). The Facility is a qualifying facility under the Public Utility Regulatory Policies Act of 1978. The amendment would change the time by which Sellers must notify the Company of the Facility's estimated net energy production for the following month. The amendment would change the reporting requirement to the "25th day of the month that is prior to the month to be revised." The Commission has previously approved the same amendment in similar cases. *E.g.* IPC-E-19-01.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure and establish a 21-day comment deadline and a 7-day reply comment deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure and establish a 21-day comment deadline and a 7-day reply comment deadline?


Dayn Hardie
Deputy Attorney General